

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 7785  
Campaign to Elect James Averhart and )  
James Averhart, as treasurer: EPS )  
Dismissal Report )

## CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 02, 2021, the Commission decided by a vote of 5-0 to take the following actions in MUR 7785:

1. Dismiss the Complaint consistent with the Commission's prosecutorial discretion to determine the proper ordering of its priorities and use of agency resources. *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985), as recommended in the EPS Dismissal Report dated June 2, 2021.
2. Close the file as to all Respondents.
3. Send the appropriate letters.

Commissioners Broussard, Cooksey, Dickerson, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

Attest:

# Laura Sinram

Digitally signed by  
Laura Sinram  
Date: 2021.08.04  
18:15:11 -04'00'

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Laura E. Sinram  
Acting Secretary and Clerk of the  
Commission

The image shows the official seal of the Federal Election Commission (FEC) in the background. Overlaid on the seal is the date "August 4, 2021" in a large, bold, black serif font. Below the date, the word "Date" is written in a smaller, black serif font. The seal features a circular design with the words "FEDERAL ELECTION COMMISSION" at the top and "UNITED STATES OF AMERICA" at the bottom, surrounded by a decorative border.